

08-08-03

1643

Express Mail Label No.: EV074974931US
Date of Deposit: August 7, 2003

Attorney Docket No. 21402-222 (Cura 522)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Shimkets, et al.
SERIAL NUMBER : 10/028,248 EXAMINER : Not Yet Assigned
FILING DATE : December 19, 2001 ART UNIT : 1643
FOR : Novel Nucleic Acids and Polypeptides and Methods of Use Thereof

MAIL STOP IDS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TRANSMITTAL LETTER

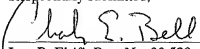
Transmitted herewith for filing in the present application are the following documents:

1. Supplemental Information Disclosure Statement (2 pages), in duplicate;
2. Modified Form 1449/PTO (1 page), in duplicate;
3. Copies of cited references, and C89-C91; and
4. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at the number below.

No fee is believed due with this submission. However, the Commissioner is hereby authorized to charge any necessary fees that may be due to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 21402-222 (Cura 522). A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

for:  Reg. No. 48,128
Ivor R. Elrifi, Reg. No. 39,529

Attorney for Applicants
MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY and POPEO, P.C.

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Customer no.: 30623
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Dated: August 7, 2003

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449. The enclosed documents were cited in an International Search Report mailed May 15, 2003 in PCT/US01/50076, which corresponds to the present application. Publications not previously of record are cited on the enclosed PTO Form 1449, along with a copy of each publication cited thereon.

By submitting this Supplemental Information Disclosure Statement, the Applicants make no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicants, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

APPLICANTS: Shimkets, et al.
U.S.S.N.: 10/028,248

This Supplemental Information Disclosure Statement has been filed within three months of receipt of the International Search Report. As such, no fee or certification is believed required. However, please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21402-222 (Cura-522).

Respectfully submitted,

for: Chad E. Bell Reg. No. 48, 128
Ivor R. Elrifi, Reg. No. 39,529

Attorney for Applicants
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Page 1 of 1

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Modified Form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Application Number	10/028,248
Filing Date	12/19/01
First Named Inventor	Shimkets
Group Art Unit	1643
Examiner Name	Not Yet Assigned
Attorney Docket Number	21402-222 (Cura-522)

U.S. PATENT DOCUMENTS

Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Name of Patentee(s) or Applicant(s)	Class	Sub Class	Filing Date If Appropriate

FOREIGN PATENT DOCUMENTS

Exam Initials	Cite No.	Foreign Patent Document Office Number	Name of Patentee(s) or Applicant(s)	Date of Publication	Translation Yes No

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Exam Initials	Cite No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.
	C89	GenBank Accession Number: AF160476 (12-JULY-2000).
	C90	GenBank Accession Number: AK024503 (29-SEPT-2000).
	C91	International Search Report for PCT/US 01/50076, mailed May 15, 2003.

* a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. _____, filed _____, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered.

Include copy of this form with next communication to applicant.

TRA 1821173v1